GOVERNMENT OF MADRAS.

Old Scots. II-28, New Scots. II-16—
71,000—28-1-55.

P.W. (1954) Department.

~~Endorsement~~
~~D.O.~~
~~Memorandum~~
~~Lodged~~

No. 19429A/54-22

Dated 17-2- 1956.

Passed
Hon
Smpdt
25/2/56

FURTHER PAPERS.

Department.	Number.	Series.	Date

From

Nattoji Krishnayya,

Highways Contractor,

Puttur, South Kanara.

CHIEF
6 MAR 1951
GOVERNMENT OF MADRAS

-To-

The Honorable Minister,

Public Works Department,

M A D R A S.

SECRETARY TO GOVERNMENT
8 - MAR 1954

19429

Sir,

Contract- South Kanara District- Mos of Mangalore Moreara Road Sec 40/0 to 48/0 for 51-52- Discrepancy in check-measurement and contractor debarred from tendering H.W.Works- appeal of -

The Divisional Engineer, Highways, South Kanara in his No. 84/51-52 dated 11-2- 1954 has informed me that the Chief Engineer (H) rejected my appeal filed on the order passed by the Divisional Engineer vide C.E's Memo 53527 Dated 2/52-53 dated 15-1- 1954. As the order passed by the C.E. is not on the meritsof the case, I am again preferring appeal against theorder passed by the C.E. for favourable consideration.

In continuation of my appeal petition dated 12-9-52 (Copy enclosed) the following few further facts are submitted herebelow for kind consideration and favourable orders.

(a) The Chief Engineer was pleased to order for personal enquiry thro. the S.E. but the Superintending Engineer held the enquiry on 28-2-53 only on one side without summoning the then Assistant Engineer Sri.R.L.Shreshta who is the present Assistant to the Chief Engineer. If Sri.Shreshta was examined in my presence by the S.E. there would have been no allegation against me. Further the file of correspondence relating to statements obtained from the lorry crew and 2 magistries may kindly be perused which will reveal the truth of the allegation.

(b) The collection on the road was measured by the supervisor on 24-9- 1951 and check.measured by the

A.E. on 12-10- 1951. Spreading was commenced on 24-10-51 and completed on 13-11- 1951. Consolidation and collection were made simultaneously in progress in the same mile. As such there is no scope for any contractor to transport the from the spreading to another mile. The above checking may please be verified.

(c) The explanation of the departmental mistry Soreanin who supervised my work may be perused. If the Department is found me as guilty in transporting the metal, suitable action should have been taken against the departmental officer who was in charge of the work. No action is seen taken by the authority.

(d) If the conveyance of metal to further miles is contrary to rules and regulations when the spreading is in full progress in other miles, the Assistant Engineer should not have hired out the Departmental lorry M.S.B 8615 and he should have informed me not to cart the metal . This course was not adopted by the officer.

(e) Suppose if the A.E. had noticed the theft of metal he should have immediately verified the balance material at site in mile 43/4,7 & 8. This course also was not adopted.

(f) During the progress of collection and also consolidation, all the departmental officers have inspected the road now and then and if they found that the conveyance of metal at the time of their inspection they could have seized the metal and reported the theft to Police. If the journals of the Officers who were in charge then are verified, the Honorable Minister can very well judge the real truth of the case.

(g) Before passing the final orders by the Divisional Engineer a charge sheet should have been issued under Clause 60(a) of M.D.S.S. This omission is now brought to notice.

(h) I collected metal to the extent of 19989 C.Ft as follows Mile 41- 3793, Mile 42- 4989, mile 44- 3693, mile 46 3773 and mile 48- 3741 and spreading done to the extent of 124020 C.ft and 2" thickness for which 20.670 C. ft is required to cover up the area.

was a

This spreading was accepted by the department and payment was also made in March 1952 showing the above metal as issue. When these issued are accepted by the department there is no question of removal of metals.

G After the payment of spreading at 2" the A.E. has now reduced the thickness of spreading from 2" to 1½" just to strengthen his allegation and ordered for recovery in the final bill. The thickness of spreading and the number of hempsissued for each logcan be seen from the daily log sheet of rollers and also from the statement of the departmental maistry who supervised the work.

(i) The Divisional Engineer South Kanara in his No. 84/51 C.L. dated 3-5- 1952 has ordered that payment for collection may be made to the extent of 18.250 units disallowing the excess quantity of collection. Accordingly Ex the supervisor had measured the collection on 5-5-52 and admitted only 18.25 as against 2570 C.Ft of metal these by disallowing 1035 C.ft. The above collection was check-measured by the A.E.on 16-9-1952 after a delay of 10 months and again disallowed a further quantity of 294 C.ft and allowed a total of 1531 C.ft of metal. It is not understood how the A.E. has further disallowed 294 C.ft of metal when the Divisional Engineer has ordered to allow 18.25 units which is contrary to the order passed by the Divisional Engineer. This is nothing but harassing the poor contractors. Justice may kindly be imparted immediately The collection was done on 7-11- 1951, measured on 5-5- 1952 and check measured on 16-9- 1952. The delay in every stage is brought to notice.

H

3/ The Departmental officers who werein charge of my work were Sri.R.L.Shrishta who is now the personal Assistant to C.E. (H) Madras and Sri.Gurusiddiah who is now working in Andhra Province.

I had already furnished all copies of orders received from the Divisional Engineer along with my original appeal petition filed to C.E.. As such the following files may please be called for and justice imparted to me at an early date.

(a) S.E's D.Dis No. 3006/52

(b) 4499/52.

(c) C.E's Memo No. 53527 D2/52 and connected papers thereto.

Yours faithfully

Contractor.

Copy submitted to Prime Minister C. Rajagopal. Achin
Madras for favour of information.

P.W(A2)

37/14/3 Endt. No. 19429A/54-1 Dated 12-3-54

Referred to the C.E(H) for early remarks.

12.3.54

9.3.54

11-3.54

To draw the 17/3
The CE(H)
with copy
of Appt-Letter

5

A

From

Puttur,
3rd March 54

Nattoji Krishnayya,
Highways Contractor,
Puttur, South Kanara.

MINISTER FOR PUBLIC WORKS
8 MAR 1954
GOVT. OF MADRAS

19912

SECRETARY TO
10 MAR 1954
PUBLIC WORKS DEPARTMENT

The Honorable Minister,
Public Works Department,
M A D R A S.

See pp 1-4 above

Sir-

Contract- South Kanara District. Mce of Mangalore Mercara Road Sec 40/0 to 48/0 for 51-52- Discrepancy in check-measurement and contractor debarred from tendering H.W.Works- appeal of -

SECY., P.W.D.

Minister (W) 5/3

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In continuation of my appeal petition dated 12-9-52 (Copy enclosed) the following few further facts are submitted herebelow for Kind consideration and favourable orders.

(a) The Chief Engineer was pleased to order for personal enquiry thro. the S.E. but the Superintending Engineer held the enquiry on 28-2-53 only on one side without summoning the then Assistant Engineer Sri.R.L.Shreht who is the present Assistant to the Chief Engineer. If Sri.Shreshta was examined in my presence by the S.E. there would have been no allegation against me. Further the file of correspondence relating to statements obtained from the lorry crew and 2 maistries may kindly be perused which will reveal the truth of the allegation.

(b) The collection on the road was measured by the supervisor on 24-9- 1951 and check.measured by the

A.E. on 12-10- 1951. Spreading was commenced on 24-10-51 and completed on 13-11- 1951. Consolidation and collection were made simultaneously in progress in the same mile. As such there is no scope for any contractor to transport the from the spreading to another mile. The above checking may please be verified.

(c) The explanation of the departmental maistry Ibrahim who supervised my work may be perused. If the Department is found me as guilty in transporting the metal, suitable action should have been taken against the departmental officer who was in charge of the work. No action is seen taken by the authority.

(d) If the conveyance of metal to further miles is contrary to rules and regulations when the spreading is in full progress ∅ in other miles, the Assistant Engineer should not have hired out the Departmental lorry M.S.C 8615 and he should have informed me not to cart the metal This course was not adopted by the officer.

(e) Suppose if the A.E. had noticed the theft of metal he should have immediately verified the balance material at site in mile 43/4,7 & 8. This course also was not adopted.

(f) During the progress of collection and also consolidation, all the departmental officers have inspected the road now and then and if they found that the conveyance of metal at the time of their inspection they could have seized the metal and reported the theft to Police. If the journals of the Officers who were in charge then are verified, the Honorable Minister can very well judge the real truth of the case.

(g) Before passing the final orders by the Divisional Engineer a charge sheet should have been issued under Clause 60(a) of M.D.S.S. This omission is now brought to notice.

(h) I collected metal to the extent of 19989 C.Ft as follows Mile 41- 3793, Mile 42- 4989, mile 44- 3693, mile 46 3773 and mile 48- 3741 and spreading done to the extent of 124020 S.ft and 2" thickness for which 20.670 C. ft is required to cover up the area.

~~This spreading was a~~

This spreading was accepted by the department and payment was also made in March 1952 showing the above metal as issue. When these issued are accepted by the department there is no question of removal of metals.

After the payment of spreading at 2" the A.E. has now reduced the thickness of spreading from 2" to 1½" just ~~to strengthen his allegation and ordered for recovery in~~ the final bill. The thickness of spreading and the number of heapsissued for each logcan be seen from the daily log sheet of rollers and also from the statement of the depatt mental maistry who supervised the work.

(1) The Divisional Engineer South Kanara in his No. 84/51 C.L. dated 3-5- 1952 has ordered that payment for collection may be made to the extent of 18.250 units disallowing the excess quantity of collection. Accordingly ~~xx~~ the supervisor had measured the collection on 5-6-52 and admitted only 18.25 as against 2570 C.Ft of metal there by disallowing 1035 C.ft. The above collection was check-measured by the A.E.on 16-9-1952 after a delay of 10 months and again disallowed a further quantity of 294 C.ft and allowed a total of 1531 C.ft of metal. It is not understood how the A.E. has further disallowed 294 C.ft of metal when the Divisional Engineer has ordered to allow 18.25 units which is contrary to the order passed by the Divisional Engineer. This is nothing but harassing the poor contractors. Justice may kindly be imparted immediately The collection was done on 7-11- 1951, measured on 5-6- 1952 and check measured on 16-9- 1952. The delay in every stage is brought to notice.

The Departmental officers who werein charge of my work were Sri.R.L.Shreshta who is now the personal Assistant to C.E. (H) Madras and Sri.Gurusiddiah who is now working in Andhra Province.

I had already furnished all copies of orders received from the Divisional Engineer along with my original appeal petition filed to C.E.. As such he following files may please be called for and justice imparted to me at an early date.

a) S.E's D.Dis No. 3006/52

(b) " " 4499/52

(c) C.E's Memo No. 53527 D2/52 and connected papers thereto.

Yours faithfully

Contractor.

Copy submitted to Prime Minister Madras for favour of information.

Nattoje Krishnaya
Highways & Police Contractor.

P. O. PUTTUR, S. K.
Rly. St. MANGALORE.

Date 5-3-1954

MINISTER FOR PUBLIC WORKS
18 MAR 1954
23634
GOVT. OF MADRAS

PUBLIC WORKS DEPARTMENT

SECRETARY
20 MAR 1954
PUBLIC WORKS DEPARTMENT

To, The Honourable Minister Public Works Department Madras

Sir,

Sub:- Appeal petition of Sri Nattoje Krishnaya Contractor Puttur S.K

Dated 3-3-54

I beg to submit that I have by oversight failed to enclosed the copy of my appeal petition submitted to the Chief Engineer Highways Madras, and I am now submitting the same in continuation of my petition cited above. WP11-16 Ldr

Copy to Sri C. Rajagopal achari Chief minister Government of Madras Fort St George Madras

I beg to remain Sir
your most obedient
Servant
Nattoje Krishnaya
15.3.54

SECY., P.W.D.

Minister(W)

11

PUTTUR.

12th September, 1952.

From:-

Nattoji Krishnaya,

Highways Contractor,

Puttur, S.Kanara.

To,

The Chief Engineer,

Highways,

Chepauk, Madras.

Sir,

Contract: South Kanara District. Maintenance of Mangalore Marcara Road Sec. 40/0 to 48/0 Discrepancy in check measured and Contractor debarred from tendering Highways work for 2 years-. Appeal petition-

Cancellation requested.

S.E.S D. Dis. No. 3006/52 dated 11-8-1952.

I preferred an apeal under date 13-4-1952 against the orders passed by the Divisional Engineer (H) Mangalore in proceedings Ref. 84C.L.51, dated 6-4-'52 to the Superintending Engineer (H) Fourth Circle, Coimbatore. But the S.E. in his D.Dis. No. 3006/52 date 11-8-'52 has advised me as follows:-

1. "If you so choose you may appeal with sufficient evidence to the Chief Engineer (H) who is the competent authority to finally pass orders on your appeal".

2. In view of the above advise by the S.E.I. again prefer these representations again to C.E. for kind considersation of the harsh punishment to a contractor who is quite innocent of the fact by the Divisional Engineer (H), Mangalore.

(1) The Divisional Engineer (H) Mangalore in his above proceedings has ordered that I surreptitiously transported some of the metal priviously check measured in Miles 45/2,3,8 and 47/7 and offered as fresh metal and as such I was debarred from tendering Highway works for two years from 1-4-1952.

(2). After the completion of works in Miles 41, 42, 44, 46 and 48 the metal so collected was got check measured and spreading commenced with the Departmental roller S.R.R. No. 1351 and 1356 from 24-10-51 to 13-11-51 when the spreading was in progress the A.E. (H) Puttur who imspected the road has ordered me to convey balance metal required for miles 45/2 and 3, 45/8 and 47/7 so as to complete entire spreadingxx at a stretch. But anticipating the bad happening I solely depend on the instructions of my Departmentaal Departmental ~~lorry M.S.C. 8642~~ Officer. I engaged the Departmental lorry M.S.C. 8642 from 30-10-51 but due to my misfortune this lorry was mecnanically unfit after a run of few trips. Again the A.E. had pressed me to complete the collection making my own arrangements. I had no other go than to engage private lorry of Taj Mahal Timber Co., Mangalore, for the above purpose. If the conveyance of metal for further furlongs is contrary to rules and regulations when the spreading is in full swing, the A.E. (H) should not have hired out the Departmental Lorry and he should have informed me not to cart the metal. Further I have got sufficient evidence to prove the above facts if an enquiry is held.

(3). After the completion of all collection I received a notice, No. 85/51 M dated 7-12-51 from the Divisional Engineer asking me to furnish me detailed accounts of the source from which the above metal was ~~sourced~~ basing on the report of the A.F. (H) Puttur dated 13-11-51. Accordingly fullx particulars regarding the source of metal were furnished vide my report dated 18-12-51. Again I was summoned to the Divisional Office with the trip sheets of the private lorry together with the witnesses on 1-2-52. The Divisional Engineer had gone through some sheets and returned me and also not examined my witnesses in support of the metal and quantity of the metal and the quarry from which it was carted. Divisional Engineer has not even held an enquiry fully with me or neither with my Maistry nor with my coolies as intimated in his memo dated 24-1-1952.

After the personal enquiry the Divisional Engineer has issued in No. 85/51 dated 6-4-52 that I was debarred from tendering from Government works in this division for a period of 2 years from 1-4-1952 on the plea that the metal already collected in miles 45/2,3, 45/8 and 47/7 and check measured surruptitiously transported to other furlongs The above proceedings was issued by the Divisional Engineer solely basing on the strength of the report of A.E.(H) Puttur. If the Divisional Engi... had patiently gone through the relevant records available with me as well as with the departmental road maistry and also the roller driver he would not ave passed such orders. In the mean time, I sought information as to the furlongs from which I transported the metal to other furlongs. This fact was also not made known to me by the Divisional Engineer even at the time of personal enquiry. No reply has so far been received from the Division Engineer. If, he had furnished this information I could have furnished the full particulars about the happenings, above. If log sheet of the roller (daily) is verified, you will be satisfied as to the number of heaps issued to each spreading furlongs.

The A.E. (H) has not taken any action i.e. no enquiry of any nature was held and no explanation of mine was also ~~xi~~ called for. If he had such doubt of transporting metal, he should have verified the balance material by the road side and recorded in the M Book, Before ordering me to convey me the fresh metal which the A.E. (H) Puttur, has not done. Before taking such a course by the Divisional Engineer, he should have issued a notice under clause 60 of M.D.S. as per the penal clause in the contract agreement, detailing therein the charges framed. against me. After the issue of this notice and after

~~The~~ obtaining my explanation the Divisional Engineer should have passed the proceedings on the merits of the case. Failure to do so, the orders now passed is contrary and require cancellation by the ~~xhhhf~~ chief Engineer.

4. Further, the spreading in the miles 45/2,3, 45/ and 47/7 was completed on 13-11-51 where as the actual collection was completed on 7-11-51 which can be seen from the trip sheet of the lorry. There is no justification in having charged me for the removal of the metal when the collection of metal is fully completed prior to the commencement of spread. When the collection is in progress the Departmental Road Maistry was also resent at the road and if the Maistry's Diary is verified you will be satisfied what I have narrated.

5. During the progress of, collection, all the Departmental Officers have inspected the road now and then and if they found that the conveyance of metal at the time of spreading is not proper they should have issued notice to stop further collection which they have not done. If the journaals of these officers are verified the Chief Engineer will be satisfied.

6. There is no necessity for me to remove the metal already collected and paid for, I ahve not done such mischief during the course of contract. I am a standing contractor, for over 12 years and there was no such adverse remarks about the quality and quantity of work done hitherto. I have taken contract works from various departments. These allegations have crept in due to minunderstandings between the A.E. (H) Puttur and myself which can very well be verified if a kind reference is ade to Executive Officers of the Panchayat Boardm Puttur, where I have taken works costing Rs. 6,600-0-0.

7. In the proceedings of the Divisional Engineer it is also seen that log book of the private lorry M.D.X.878 belonging to the Taj Mahal Timber Co., that there are several discribancies in the entries made in the entries made in the book and mileages fo trips recorded. There are no such mistakes in the book as alleged to be the Divisional Engineer, if required the book will be made available to the Chief Engineers's perusal.

8. I may aslo be kindly permitted to bring to the special notice of the Chief Engineer, that I have collected ~~xxx~~ metal to the extent of 1,990,8sh ft. (excluding the metal now,

and not paid for as yet) and done the spreading work to the extent of 1,24020, sq. ft. at 2" thickness for which 20,670 C.ft., is required to cover up the area. As such, it is not understood how it is possible to remove the metal when ther is no suspense metal on the road side in ese furlongs. For the above work (spreading) I was also paid for, in March 1952 allowing thee issue of 20,670 C.ft. If this issue is allowed, the question of removaliof metal does not arise and the ordess passed by the Divisional Engineer is null and void since there was nil balance in these furlongs. This may kindly be investigated and got verified. The spreading work was also check measured. If the A.E.(H) Puttur, had no prejudice against me he could not have reported direct to the Divisional Engineer, without proper investigation nor proper enquiry though I approaching the A.E.(H) several times regarding further collections work and also to get the same check measured and he never informed a word about the above happenings.

9. Apart from the above proceedings of the Divisional Engineer, he again ordered in No.84/51CL. dated 3-5-52 as follows:-

> "Payment for collection by the contractor in Miles 45/2,3, 45/8 and 47/7 may be measured and paid for dis-allowing in quaintity in excess of 18½ units of metal".

As per the above proceedings, metal aggregating to 1,035 C.ft., has been disallowed as against the metal of 2570 collected and stocked on road side as per orders of the Assistant Engineer and also as per terms of agrrement as entered into by the Divisional Engineer. Again, I preferred an appeal under dated 8-5-52 for consideration of the above order passed by the Divisional Engineer but due to my misfortune no orders haye been received by the Divisional Engineer, so far.

10. The above metal was collected by me on 7-11-51 and the measurement of these all collections was made after six

months during this measurement a further rejection of 745 C.Ft. metal was also made since stacks already done were disturbed by the passers by. Further, the Supervisor has measured all the collections done by the agregating to 2,384 C.ft. i.e.with lesser depth (disturbed heaps) and allowed only 1,639)C.ft. in the bill. In this connection I may be kindly permitted to bring to your kind notice that the procedure sdopted by the department is irregular since the Superivisor should have rejected the metal during measurement such of the heaps which are reported to be surreptitiously transported together furlongs. It is evident from this that the Department could not distinguish such of the metal which are transported to other furlongs and really no such metal was transported, Since the Superivisor has measured the entire collections done by me there is no reason to believe that such mal-practice has been crept in during collection. In the circumstances stated above that the Divisional Engineer's order No.84/52 Q.L. dated 3-5-52 ordering the payment for collection in miles 45/2,3, 45/8 and 47/7 may be measured and paid for disallowing the quantity in excess of 18-25 unit is null and void.

Further, I submit that I have got every evidence in support of my contentions and if personal enquirâes orders I am prepared to furnish the witnesses in support of all my content. As such I pray that early enquiry may kindly be order and thus save me form further troubles.

I had already furnished all the copies of orders received from the Divisional Engineer along with my original appeal petition dated 13-4-52, filed to S.E. The whole file of S.E. dealing with the subject vide his D.Dis. No. 3006/52 dated 11-5-52 may kindly be called for and justice imparted to me at an early date.

Yours faithfully,

(Sd) Nattoji Krishnayya

Contractor.

(True Copy)

Nattoji Krishnayya

attoje Krishnayya
Highways & Police
Contractor.

P. O. PUTTUR, S. K.
Ry. St. MANGALORE.

Date 15-3-1954

PW

To,

The Honorable Minister Public Works Department

SECRETARY TO GOVERN... 22 MAR 1954 ... PUBLIC WORKS DEPARTMENT

CHIEF ... 20 MAR 1954 ... 23900 ... GOVT OF MADRAS

Respected Sir

Appeal petition of Sri Attoje Krishnayya Contractor Puttur S. K. dated 3-3-54

I beg to submit that I have by oversight failed to enclosed the copy of my appeal petition submitted to the Chief Engineer Highways Madras and I am now submitting the same in continuation of my petition cited above

Copy to Sri C. Rajagopal a Chari Chief minister Government of Madras Fort St George Madras I beg to remain

Sir
Your most obedient
Servant

Attoje Krishnayya

15-3-54

- 19 -

PUTTUR.

12th September, 1952.

From:-

Nattoji Krishnaya,

Highways Contractor,

Puttur, S.Kanara.

To,

The Chief Engineer,

Highways,

Chepauk, Madras.

Sir,

Contract: South Kanara District. Maintenance of Mangalore Marcara Road Sec. 40/0 to 48/0 Discrepancy in check measured and Contractor debarred from tendering Highways work for 2 years-. Appeal petition-

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2. In view of the above advise by the S.E.I. again prefer these representations again to C.E. for kind consideration of the harsh punishment to a contractor who is quite innocent of the fact by tne Divisional Engineer (H), Mangalore.

(1) The Divisional Engineer (H) Mangalore in his above proceedings has ordered that I surreptitiously transported some of the metal priviously check measured in Miles 45/2,3,8 and 47/7 and offered as fresh metal and as such I was debarred from tendering Highway works for two years from 1-4-1952.

(2). After the completion of works in Miles 41, 42, 4, 46 and 48 the metal so collected was got check measured and spreading commenced with the Departmental roller S.R.R. No. 1351 and 1356 from 24-10-51 to 13-11-51 when the spreading was in progress the A.E. (H) Puttur who imspected the road has ordered me to convey balance metal required for miles 45/2 and 3, 45/8 and 47/7 so as to complete entire spreadingxx at a stretch. But anticipating the bad happening I solely depend on the instructions of my ~~Departmentaaal~~ Departmental ~~lorry M.S.C. 8642~~ Officer I engaged the Departmental lorry M.S.C. 8642 from 30-10-51 but due to my misfortune this lorry was mechanically unfit after a run of few trips. Again the A.E. had pressed me to complete the collection making my own arrangements. I had no other go than to engage private lorry of Taj Mahal Timber Co. Mangalore, for the above purpose If the conveyance of metal for further furlongs is contrary to rules and regulations when the spreading is in full swing, the A.E. (H) should not have hired out the Departmental Lorry and he should have informed me not to cart the metal. Further I have got sufficient evidence to prove the above facts if an enquiry is held.

(3). After the completion of all collection, I received a notice, No. 85/51 M dated 7-12-51 from the Divisional Engineer asking me to furnish me detailed accounts of the source from which the above metal was ~~collected~~ basing on the report of the A.E. (H) Puttur dated 13-11-51. Accordingly fully particulars regarding the source of metal were furnished vide my report dated 18-12-51. Again I was summoned to the Divisional Office with the trip sheets of the private lorry together with the witnesses on 1-2-52. The Divisional Engineer had gone through some sheets and returned me and also not examined my witnesses in support of the metal and quantity of the metal and the quarry from which it was carted. Divisional Engineer has not even held an enquiry fully with me or neither with my Maistry nor with my coolies as intimated in his memo dated 24-1-1952.

After the personal enquiry the Divisional Engineer has issued in No. 85/51 dated 6-4-52 that I was debarred from tendering from Government works in this division for a period of 2 years from 1-4-1952 on the plea that the metal already collected in miles 45/2,3, 45/8 and 47/7 and check measured surruptitiously transported to other furlongs. The above proceedings was issued by the Divisional Engineer solely basing on the strength of the report of A.E.(H) Puttur. If the Divisional Engineer had patiently gone through the relevant records available with me as well as with the departmental road maistry and also the roller driver he would not ave passed such orders. In the mean time, I sought information as to the furlongs from which I transported the metal to other furlongs. This fact was also not made known to me by the Divisional Engineer even at the time of personal enquiry. No reply has so far been received from the Division Engineer. If, he had furnished this information I could have furnished the full particulars about the happenings, above. If log sheet of the roller (daily) is verified, you will be satisfied as to the number of heaps issued to each spreading furlongs.

The A.E. (H) has not taken any action i.e. no enquiry of any nature was held and no explanation of mine was also called for. If he had such doubt of transporting metal, he should have verified the balance material by the road side and recorded in the M Book, Before ordering me to convey me the fresh metal which the A.E. (H) Puttur, has not done. Before taking such a course by the Divisional Engineer, he should have issued a notice under clause 60 of M.D.S. as per the penal clause in the contract agreement, detailing therein the charges framed against me. After the issue of this notice and after obtaining my explanation the Divisional Engineer should have passed the proceedings on the merits of the case. Failure todo so, the orders now passed is contrary and require cancellation by the Chief Engineer.

4. Further, the spreading in the miles 45/2,3, 45/8 and 47/7 was completed on 13-11-51 where as the actual collection was completed on 7-11-51 which can be seen from the trip sheet of the lorry. There is no justification in having charged me for the removal of the metal when the collection of metal is fully completed prior to the commencement of spread. When the collection is in progress the Departmental Road Maistry was also resent at the road and if the Maistry's Diary is verified you will be satisfied what I have narrated.

5. During the progress of, collection, all the Departmental Officers have inspected the road now and then and if they found that the conveyance of metal at the time of spreading is not proper they should have issued notice to stop further collection which they have not done. If the journaals of these officers are verified the Chief Engineer will be satisfied.

6. There is no necessity for me to remove the metal already collected and paid for, I ahve not done such mischief during the course of contract. I am a standing contractor, for over 12 years and there was no such adverse remarks about the quality and quantity of work done hitherto. I have taken contract works from various departments. These allegations have crept in due to minunderstandings between the A.E. (H) Puttur and myself which can very well be verified if a kind reference is ade to Executive Officers of the Panchayat Boardm Puttur, where I nave taken works costing Rs. 6,600-0-0.

7. In the proceedings of the Divisional Engineer it is also seen that log book of the private lorry M.D.X.878 belonging to the Taj Mahal Timber Co., that there are several discripancies in the entries made in the entries made in the book and mileages fo trips recorded. There are no such mistakes in the book as alleged to be the Diyisional Engineer, if required the book will be made available to the Chief Engineers perusal.

8. I may aslo be kindly permitted to bring to the special notice of the Chief Engineer, that I have collected ~~xxx~~ metal to the extent of 1,990,8sb ft. (excluding the metal now, collected)

and not paid for as yet) and done the spreading work to the extent of 1,24020, sq. ft. at 2" thickness for which 20,670 C.ft., is required to cover up the area. As such, it is not understood how it is possible to remove the metal when ther is no suspense metal on the road side in ese furlongs. For the above work (spreading) I was also paid for, in March 1952 allowing thee issue of 20,670 C.ft. If this issue is allowed, the question of removal of metal does not arise and the orders passed by the Divisional Engineer is null and void since there was nil balance in these furlongs. This may kindly be investigated and got verified. The spreading work was also check measured. If the A.E.(H) Puttur, had no prejudice against me he could not have reported direct to the Divisional Engineer, without prpper investigation nor proper enquiry though I approaching the A.E.(H) several times regarding further collections work and also to get the same check measured and he never informed a word about the above happenings.

9. Apart from the above proceedings of the Divisional Engineer, he again ordered in No.84/51CL. dated 3-5-52 as follows:-

> "Payment for collection by the contractor in Miles 45/2,3, 45/8 and 47/7 may be measured and paid for dis-allowing in quaintity in excess of 18½ units of metal"

As per the above proceedings, metal aggregating to 1,035 C.ft., has been disallowed as against the metal of 2570 collected and stocked on road side as per orders of the Assistant Engineer and also as per terms of agrrement as entered into by the Divisional Engineer. Again, I preferred an appeal under dated 8-5-52 for consideration of the above order passed by the Divisional Engineer but due to my misfortune no orders have been received by the Divisional Engineer, so far.

10. The above metal was collected by me on 7-11-51 and the measurement of these collections was made after six

months during this measurement a further rejection of 745 C.Ft. metal was also made since stacks already done were disturbed by the passers by Further the Supervisor has measured all the collections done by the agregating to 2,384 C.ft. i.e.with lesser depth (disturbed heaps) and allowed only 1,639)C.ft. in the bill. In this connection I may be kindly permitted to bring to your kind notice that the procedure sdopted by the department is irregular since the Superivisor should have rejected the metal during measurement such of the heaps which are reported to be surreptitiously transported together furlongs. It is evident from this that the Department could not distinguish such of the metal which are transported to other furlongs and really no such metal was transported, Since the Superivisor has measured the entire collections done by me there is no reason to believe that such mal-practice has been crept in during collection In the circumstances stated above that the Divisional Engineer's order No.84/52 C.L. dated 3-5-52 ordering the payment for collection in miles 45/3,3, 45/8 and 47/7 may be measured and paid for disallowing the quantity in excess of 18-25 unit is null and void.

Further, I submit that I have got every evidence in support of my contentions and if personal enquiries orders I am prepared to furnish the witnesses in support of all my content. As such I pray that early enquiry may kindly be order and thus save me form further troubles.

I had already furnished all the copies of orders received from the Divisional Engineer along with my original appeal petition dated 13-4-52 filed to S.E. The whole file of S.E. dealing with the subject vide his D.Dis. No. 3006/52 dated 11-5-52 may kindly be called for and justice imparted to me at an early date.

Yours faithfully, -

(Sd) Vattoj Varkey a
Contractor.

(True copy)

Vattoj Varkey

1942/54

25

P.W(A-2

Pages 9-17 ante Filed (The petition on pp 11-16 ante is only a copy of petition submitted to the CE(H)).

p 4 ante | The report called for from the CE(H) may be awaited till 10/4/54.

B
22/3/54

Hun
22.3.54

Ag
23.3.54

3/16/5

P.W(A2)

Memo No. 19429/A/54-2D/7-5-54

Subject: Contracts - Highways Dept - South Kanara Dt - Maintenance work in M.40/0 to 48/0 of Mangalore Meremma Road - Discrepancy in check measurement - Contractor debarred from tendering for works - Appeal of Sri. Nattoji Krishnayya.

Ref: Govt. Order No. 19429/A/54-1 P.W. dated 12-3-54

28

The CE(H) is requested to state when his report may be expected

7-5-54

7.5.54

7.5.54

To CE(H)

NR 5/6

19429/54

41003

HIGHWAYS DEPARTMENT.

29

From
Sri.K.K. Nambiar, B.E.,
M.I.E.(Ind).,F.Inst.H.E.(Eng).,
M.I.Mun.E.(Eng)., M.Am.Soc.C.E.,
Chief Engineer (Highways),
Chepauk, Madras 5.

To
The Secretary to Government,
Public Works Dept.,
Fort St. George,
Madras.

Letter No. 53527 B2/52-1C Dated 17th May, 1954.

Sir,

Sub:- Contracts - Highways Department - South Kanara District - Maintenance work in mile 40/0 to 48/0 of Mangalore Mercara Road - Discrepancy in check measurement - Contractor debarred from tendering for works - Appeal of Sri Mattoji Krishnayya.

B/32/28 and Ref:- Government Memo No. 19429 A/54-2 P.W.D. dated 7--5--54.

The matter is under consideration and a reply will be submitted at an early date.

For Chief Engineer (Highways).

E.17/5

AR. KM 20/6/54. PW(A2)

B 20/5/54 KMW 21.5.54 M 22.5.54

SECY., P.W.D.

42864

Minister (W) 27/5

Puttur- S.K.
13th. May 1954-

From: Nattoji Krishnayya,
Contractor, Highways,
Puttur. S.Kanara Dt.

To: The Honourable Minister for Public Works,
Government of Madras, Madras.

Sir,

PUBLIC WORKS DEPARTMENT
DIL. OFFICE, SECRETARIAT
27 MAY 1954
MINISTER FOR PUBLIC WORKS
24 MAY 1954
GOVT. OF MADRAS

Subject: Highways Department - Temporary debar and Payment withheld - Decided to be invalid.

Ref: Chief Engineers(Highways) papers no.53527 d2-52 -6 dated 1-12-1953.

****

In continuation to my petition dated 2-3-1954, I feel great pleasure in announcing to the Government the Government Pleader's views of upholding my contentions in toto of wrongful debar order as well as intentional malice in withholding the payment for years together legally due to me.

The order of the Superintending Engineer(Highways) Coimbatore for immediate payment has been unfortunately held back appearing due to order of the Government passed on my petition dated 3-3-54. For the bonafide reasonsgiven in my previous petiitons and also in view of the recent legal opinion obtained by Government, The Government may be pleased to order;-

I. Immediate payment of the outstanding bills including the initial deposits.

II. To revoke the order of debar passed by the Divisional Engineer Highways, Mangalore on 7-4-1952 and received by me on 10-4-52.

Should the order be delayed further, the Memorialist submits, that he will be put to unnecessary hardship and I will be constrained to put the matters before my legal advisers.

Yours faithfully,

Contractor.

69/28/C

P.W(Ar)
Endt.No 19429A/54-3 Dated 28-5-54

Copy communicated to the CE(H).
He is requested to send his report at an early date.

To The CE(H)

27/5/54 Kuw 27.5.54

28.5.54

3

A3854

P.W(A2)

Memo No. 19489-A/54-4 Dated 26-6-54

Subs:- (Subs: as on p.29 ante)

Ref:- From the CE(H) letter No. 53527-D2/52-10 dt/17-5-54 p/29 cont'd

~~Govt Endt. No. 19429A/54-3 dt/28-5-54~~ p/31 ante

The CE(H) is requested to state when ~~his~~ final reply may be expected

26.6.54.

25/6/54

Kiw 25.6.54

To dd 30.6.54

The CE(H)

NR

20/7

19429/54 HIGHWAYS DEPARTMENT. 53688/33

From
Sri.K.K.Nambiar,B.E.M.I.E.(Ind).,
F.Inst.H.E.(Eng).M.I.Mun.E.,
M.Am.Soc.,C E.,
Chief Engineer(Highways),
Chepauk,Madras.5.

To
The Secretary to Government,
Public Works Department,
Fort.St.George,
M A D R A S .9.

7-JUL 1954
PUBLIC WORKS DEPARTMENT

Letter No.53527/D3-52-12 dated 3--7--54.

Sir,

Sub:Contracts--South Kanara District-Maintenance-work in M.40/0 -48/0 of Mangalore-Mercara road-Discrepancy in Check-measurement-contractor debarred from tendering for works--appeal of Sri.Nattoji Krishnaiya:-

Ref:Government Memo.No.19429 A/54-4 P.W. dated 26--6- 1954.

The matter is still under consideration and a reply will be submitted at an early date.

for CHIEF ENGINEER(HIGHWAYS).

gs.3.7.

P32 ante

PW/3/7

A.R. Tel 5/8/54.

PW(A2)

A 27-7-54 Kww 7-7-54

A 8.7.54

34

11.8

P.W(A2)

Memo. No. 19429-A/54-5. Dated 11-8-54

Subt: (as on p33 ante)

Ref:- From CE(H) letter No. 53527-D2/52-12 dated 3-7-54 p33 ante

The CE(H) is requested to expedite his final reply

11.8.54

13.8.54

To CE(H) NR 5/9

10/8/54

10.8.54

65478 HIGHWAYS DEPARTMENT. 35

From
Sri K.K.Nambiar, B.E.M.I.E.(Ind)
F.Inst.M.E.(Eng)M.I.Mun.E.(Eng)
M.Am.Soc.C.E.,
Chief Engineer (Highways)
Chepauk Madras.5.

To
The Secretary to Government,
Public Works Department, Madras.

Letter No. 53527-D2/52-15 Dated. 17.8.54.

Sir,

Sub: Contracts-South Kanara District Maintenance work in M.40/0 of Mangalore Mercara road-Discrepancy in Checkmeasurement-contractor Debarred from tendering for work-Appeal of Sri Nattoji Krishnayya.

Ref: Govt. Memo No 19429-A/54-5 Dated 11.8.54.

The matter is still under consideration and a final reply to Government will be submitted at an early date.

DOL ASST. SECRETARY TO GOVERNMENT 19 AUG 1954 PUBLIC WORKS DEPARTMENT

DN 17.8.54.

Dy(A2) for Chief Engineer (Highways).

A.R. Wtl 2019/54.

19.8.54

20.8.54

36

87428

P.W(A2) 12

Memo No 19429-A/54-6 Dated 24-9-54. 25.9.

Sub: (as on p35 ante)

Ref:- From the CE(H) letter No
53527-D2/52-15 dt 17-8-54 p35 ante

The CE(H) is requested
to expedite his final reply.

A
24.9.54

M
24.9.54

KOW
24-9-54

To
CE(H)

N R
24/10

76546

SECY., P.W.D.

Minister (W)

30 SEP 1954 WORKS DEPARTMENT

From: Mattoji Krishnayya,
Highways Contractor, Puttur. S.K.

The Honourable Minister For Public Works,
Government of Madras, Fort St.George, Madras.

Sir,

Subject: Highways Department Temporary Debar - Payment withheld - Decided to be invalid.

Ref: ~~Chief Engineer's (Highways) Papers~~ No.53527 d 2-52-6 datded 1-12-1953 and my representation dated 13-5-1954.

****

MINISTER FOR PUBLIC WORKS 27 SEP 1954 GOVT. OF MADRAS

I regret to inform that I have not yet received any orders though it is more than four months of the representation made to you.

In my representation dated 13-5-1954, I have clearly mentioned that I will be constrained to proceed with the matter legally and unnecessary delay will drive me to that action.

I, Being a law abiding citizen, request that the papers may be disposed off at an early date so that I may not be put to further loss and further, the Government will be held liable for any losses, I may incur in getting the greviences redressed in a court of law.

Hoping that favourable orders may be passed at an early date.

Yours faithfully,

Puttur. S.K.
24 - 9 - 1954.

Mattoji Krishnayya
Contractor.

Copy to : The Chief Engineer, (Highways) Chepauk, Madras. for information and necessary action.

38

P.W(A2)

Memo No. 19429 A/54-7 Dated 1-10-54

Sub: (as on p33 ante)

Ref:- From Sri. Nattoji Krishnayya 8/4.10
Letter dated 24-9-54. p37 ante.

A report in the matter has been called for from the CE(H). 1.10.54

30.9.54

KSN
30.9.54

To
Sri Nattoji
Krishnayya,
Contractor, Puttur
South Kanara Dt
8/10 copy to the CE(H)

Note:-

The CE's report is still awaited - Vide p35 ante. With ref. to the reminder from the Contractor on p37 ante, an interim reply may be sent to him. The draft advice is for approval.

1.10.54

30.9.54

KSN
30.9.54

19429/54

39

HIGHWAYS DEPARTMENT.

From
Sri.K.K.Nambiar, B.E., M.I.E., (Ind.)
F.Inst.H.E.(Eng.)M.I.Mun.E., (Eng.)
M.Am.Soc.C.E.,
Chief Engineer (Highways)
Chepauk, MADRAS-5.

To
The Secretary to Government,
Public Works Department,
MADRAS.

77298 Letter No.53527-D2-52-13 dated 30.9.54.

SECRETARY TO GOVERNMENT
4-OCT 1954
PUBLIC WORKS DEPARTMENT

Sir,

Sub:-Contracts - South Kanara District - Work in M 40/0 of Mangalore Mercara road - Discrepancy in Checkmeasurement - Contractor Debarred from tendering for works - Appeal of Sri Nattoji Krishnayyar.

Ref:-Govt.Memo No.19429-A/54-6 P.W. dated 24.9.54. p 36 ante

.....

The matter is still under consideration and a reply will be submitted at an early date.

PW(A3) AR title 5/11/54.

for CHIEF ENGINEER (HIGHWAYS)

TM/30.9.

30/9

3 9.10.54

KW 9.10.54

M 9.10.54

41

86427

MINISTER FOR PUBLIC WORKS
6 NOV 1954
GOVT. OF MADRAS

From

Hattoji Krishnaya,

Contractor, Puttur P.O., South Kanara Dt.

SECRETARY TO GOVT.
8 -NOV 1954
PUBLIC WORKS DEPARTMENT

To

Sri K.K.Nambiar, B.E.,A.M.I.E.,

Chief Engineer, Highways,

Chepauk, Madras. 5.

ASST. SECRETARY TO GOVERNMENT
8 -NOV 1954
PUBLIC WORKS DEPARTMENT

Secy., P.W.D

Sir,

M(W)

Sub:- Construction - South Kanara District - Maintenance of Mangalore-Mercara Road - Sec. 40/0 - to 48/0 for 1951-52 - Discrepancy in checkmeasurement - appeal petition - disposal requested.

Ref: Memo. No.19429.A/54-7 dated 1-10-1954 of Public Works Department - Madras.

It is seen from the above memo. received from the Asst. Secretary to Government, Public Works Department, Madras copy of which was also communicated to you that a final report is awaited from you for the final disposal of my appeal petition.

In this connection I submit that I had approached you personally during your recent camp in South Kanara District at Mangalore on 2-10-1954 and I represented all my difficulties and hardships caused to me due to non-disposal of my appeal petition dated 14-10-1952. It is very strange to a poor contractor that no orders ~~were received through the appeal is~~ pending more than two years. Due to the non-disposal of my appeal petition I will have to face the difficulties in receiving the disputed amount of about Rs. 3,500-0-0 which is pending payment from March 1952 onwards. Further until I get the final bill for the above work a sum of Rs. 1,300-0-0

42

-2-

deposited for the work I cannot also put in a claim. In all the amount of Rs. 4,800-0-0 is under suspense for the last 3 years without any interest.

It may be kindly judged by the Chief Engineer the voluminous correspondence crowned on and the expenditure incurred by me apart from the huge liability of Rs. 4,800-0-0. During these hard days it may not be possible to keep any amount under suspense even for a day. It may also be kindly judged how a poor contractor can tolerate all these hardships for the past three years.

In the circumstances explained above I humbly request you to kindly send the final report as called for by the Government at an early date so that I may get the final orders on my appeal petition. If no orders are received within 15 days from the date of receipt of this letter, I shall be constrained to proceed in a Court of Law for the recovery of the amount together with interest for the last 3 years since the loan taken from the Bank carries interest and I am bound to pay the interest to the Bank.

If the Chief Engineer thinks that the final disposal of my appeal will take some more time, I may kindly be ordered a part payment of the bill and also order for the refund of the deposit money. Should the orders be delayed still the petitioner submits that he will be put to unnecessary hardships and I will be constrained to put the matter into the hands of my legal advisers.

Yours faithfully,

Puttur,
1st November 1954.

Copy submitted to Hon'ble Minister for Public Works Department, Madras for favour of early orders.

Filed. Tract's report is still awaited P.W(A2)
Adopt Do & submitted as ordered in the order list of A2.

8/11/54 Kuw
6 11 54

43 PW(A23)

D.O.No. 19429/54-8 Dated 11.11.54

Dear Sri Kothara Mudaliar,

Sub:- (as on p.39 of).

Ref:- CE's letter No. 53527-D2/52-B dated 30-9-54

I am to request you to see that the final report is sent at a very early date.

Yours

B 8/11/54

11.11.54

Sri T.S. Kothara Mudaliar, BE

Dy CE (H)

Kww 8/11/54

39 C.

Despatcher's Initials.

Date I.O.

19429/54 45

90162 OFFICE OF THE CHIEF ENGINEER (HIGHWAYS)
CHEPAUK, MADRAS—5.

D.O.No.53527-D2/52-15 dated 18.11.54.

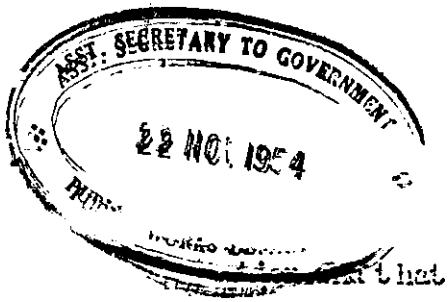
Dear Sri Chandy,

Sub: CONTRACTS - S.Kanara District - Work in M 40/0 of Mangalore Moreara road - Discrepancy in check measurement - Contractor debarred from tendering works, - Appeal of Sri Nattoji Krishnayya.

Ref: Your D.O.No.19245-A/54-6 dated 11.11.54. (19429/54) fp 43 ante

...

I am to state that the matter is still under considera- that a final report will be sent to Government at an early date.



Yours sincerely,
Kethara
18.11.54

(T.S. KETHARA MUDALIAR)
DEPUTY CHIEF ENGINEER (HIGHWAYS)

To Sri A.J. Chandy, B.A.,
Assistant Secretary to Government,
Public Works Department, MADRAS-9.

P.W(A2)

AR. till 20/12/54.
23.11.54

29/11/54

22.11.54

46

Memo No. 19429 A/54-Q. Dated 13-12-54. P.W(A2)

Subt: (As) on p45 ante)

Ref:- From Hr. Dy CE(H) D.O.No. 53527-D2/52-15 dated 18-11-54

The final reply may be sent at an early date

11-12-54

13.12.54

11.12.54

CENTRAL DESPATCH BRANCH

Despatched by Van. Post. Regd Post. Messenger. To CE (A)

Date 14.12.55 Despatcher's Initials.

1942 1/A

47

HIGHWAYS DEPARTMENT

From
Sri K.K.Nambiar, B.E., M.I.E.(Ind),
F.Inst.H.E.(Eng) M.I.Mun.E.(Eng),
M.Am.Soc.C.E.,
Chief Engineer (Highways),
Chepauk, Madras-5.

To
The Secretary to Government,
Public Works Department,
Fort St.George,
MADRAS-9.

SECRETARY TO GOVT.
24 DEC 1954
PUBLIC WORKS DEPARTMENT
99152

LETTER NO.53527-D2/52-16 dated 22.12.1954.

Sub: CONTRACTS - South Kanara District - work in M 40/0 of Mangalore Moreara road - Discrepancy in Checkmeasurement - Appeal of Sri Nattoji Krishnayya.

Ref: Govt. Memo No.19489-A/54-9 PW., dated 13.12.1954.

****

The matter is still under consideration and a final reply will be submitted at an early date.

KCK...22.12.

for CHIEF ENGINEER (HIGHWAYS)

A.R.Asst 25/1/55

P.W(A2)

24/12/54

27.12.54

24.12.54

48

Memo No. 19429A/54-10 Dated 31-1-55 P.W(A2) No.

Sub (as on p47 ante)

Ref:- From the CE(H) Letter No. 53527-D2/52-16 dated 22-12-54 p47 ante

The CE(H) is requested to send his final reply at a very early date

31.1.55

31.1.55

31.1.55

CENTRAL DESPATCH BRANCH

Date 2/2/55

To

Reader's Initials.

The CE(H)

From
Contractor
Southern

To, The Secretary to the
Govt of Madras Public works
Dept Fort St George Madras

Sir

9074

Contract South Kanara Highways Depart
40/0 to 48/0 Mangalore Moocan road.
appeal petition dated 14.10.53 Orders to be
expedited

Reference Government Memo No 19429A
54-7 dated 1-10-54

In soliciting attention to the reference
cited above the undersigned submits that the
hon'ble Madras Govt has not passed any
orders on an appeal presented to it 28 months
ago and that the time is already up to seek
remedy in a court of law

Yours faithfully

Contractor

31.1.55

P.W.(A)

CENTRAL DESPATCH BRANCH
Despatched by P. T. P.

End. No. 19429A/54-11 Dated 7-2-55

Copy communicated to the CE(H)
He is requested to expedite the submission of his final report.

7.2.55

To
The CE(H)

5/2/55

Knw
5.2.55

19409/54 Highways Department 51

From 11513
Sri.K.K.Nambiar,B.E.M.I.E.(Ind).
F.Inst.H .E.(Eng)M.I.Mun.E.(Eng)
M.Am.Soc.,C.E.,
Chief Engineer (H ighways),
Chepauk,Madras.5.

To
The Secretary to Government,
Public Works Department,
Fort.St. George, Madras.9.

ASST. SECRETARY TO GOVERNMENT
14 FEB 1955
PUBLIC WORKS DEPARTMENT

Letter N o.53527--D2/52-17 dated 10-2-55.

Sir,

Sub Contracts--South Kanara District--Work in Mile 40/0 of Mangalore Mercara road--Discrepancy in Checkmeasurement--Appeal of Sri.Nattoji Krishnayyar.

Ref: P.W.D.Memo.No.19429-A/54-10 dated 31--1--55.

The matter is still under consideration and a final reply will be submitted at an early date

For Chief Engineer (Highways).

Gs.10.2.

AR till 15/2/55.

14/2/55

14.2.55

17404/54

53

15706

HIGHWAYS DEPARTMENT

From
Sri K.K.Nambiar, B.E., M.I.E.(Ind),
F.Inst.H.E.(Eng) M.I.Mun.E.(Eng),
M.Am.Soc.C.E.,
Chief Engineer (Highways),
Chepauk, Madras-5

To
The Secretary to Government
Public Works Department,
Fort St.George,
MADRAS-9.

Letter No.53527-D2/52-18 dated 24.2.55

ASST. SECRETARY TO GOVERNMENT
26 FEB 1955
PUBLIC WORKS DEPARTMENT

Sub: CONTRACTS - S.Kanara - Highways Department — Maintenance of M 40/0 to 48/0 - Mangalore Merkara Road - Appeal of Sri Hattaji Krishnayya.

Ref: Govt. Endt. No.19429-A/54-11 dated 7.2.55 p4 ante

The matter is still under consideration and a reply will be submitted at an early date.

for CHIEF ENGINEER (HIGHWAYS)

KK .. 24.2.

A.R. till 15/3/55 as already ordered on p5/ante

P.W(A2)

MK 24/2

24/2/55 KON 26.2.55

28.2.55

54

S/23/3

P.W(A2)

Memo No. 19429A/54-12 Dated 22-3-55

Subj. (as on p 53 ante)

Ref - From RCE(H) letter No 53527-D2/52-18 dated 24-2-55 p 52 ante

RCE(H). is requested to send his final reply at a very early date

22.3.55

22/3/55

22.3.55

To

RCE(H)

DESPATCH BRANCH

Despatched by R[illegible]

Initials.

Dated 24/3/1955. Despatcher

19429/54

55

~~HIGHWAYS DEPARTMENT.~~

From
Sri.K.K.Nambiar,B.E.M.I.E.(Ind)
F.Inst.H.E.(Eng)M.I.Mun.E.(Eng)
M.Am.Soc.,C.E.,
Chief Engineer (Highways),
Chepauk, Madras. 5.

To
The Secretary to Government,
Public Works Department,
Fort. St. George, Madras. 9.

SECRETARY TO GOVERNMENT
7 APR 1955
PUBLIC WORKS DEPARTMENT
28844

Letter No. 53527 D2/52..19 dated 6th April, 1955.

Sir,

Sub: Contracts--South Kanara --Highways Department--Mile 40/0 to 45/0--Mangalore Merkara Road--Appeal by Sri Nattaji Krishnayya:

p54 ante

Ref: Government Memo.No.19429 A/54.12 dated 22..3..55.

*****

The matter is under consideration and a reply will be submitted at an early date.

6/4/55
for Chief Engineer (Highways).

Gs.6.4.

A.R. 25/4/55

P.W(A2)

7-4-55

7/4/55

9.4.55

6/6

56

5)
30/4 Memo No. 19429A/54-13 Dated 30.4.55

P.W(A2)

Subt: .. fys on p 55 ante

Ref:- From the CE(H) letter No. 53527-D2/52-19 dated 6-4-55 / 1.55 ante

The CE(H) is requested to send his final reply at an early date.

M
30.4.55

A
29.4.55
29-4-55

DESPATCH BRANCH

Received by

Date 3/5 1955. Despatcher's Initials.

To CE(H)
No 02
2.5.55

19429/54

57

37905

HIGHWAYS DEPARTMENT

From
Sri K. K. Nambiar, B.L.,
M.I.E.(Ind), F.Inst.H.E.(Eng),
M.I.Mun.E.(Eng), M.Am.Soc.C.E.
Chief Engineer (Highways),
Chepauk, Madras-5.

To
The Secretary to Government,
Public Works Department,
Fort St. George,
Madras-9.

LETTER No. 53527-D2/52-21 DATED 6-5-55.

Sir,

SUB: CONTRACTS - South Kanara - Highways Department - Mangalore Morkara road - M.40/0 - 41/0 - Appeal by Sri Nataji Krishnayya -

Ref: Public Works Department, Memo No.19429-N/54-13 dated 30-4-55.

*****

The matter is still under consideration and reply will be submitted at an early date.

for Chief Engineer(Highways).

VS.6/5.

A-R. 5/6/55 P.W(A2)

9-5-55

10.5.55

58

P.W(A2)

D.O. No. 19429A/54-14 Dated 9-6-55

Dear Sri Kethara Mudaliar

Sub: (as on p.57 ante)

Ref:- C.E's letter No. 53527-D2/52-21 dated 6-5-55

p5 ante

I am to request you to see that the final reply is sent at a very early date.

Y.S. Date

8.6.55

CENTRAL DESPATCH B[illegible]H

V[illegible]

10.6.55

8/6/55

ICW 10.6.55

[illegible]'s Limited

Sri T. S. Kethara[illegible]
Mudaliar, B.E.,
Dy. CE(H),
Chepauk

NR

57

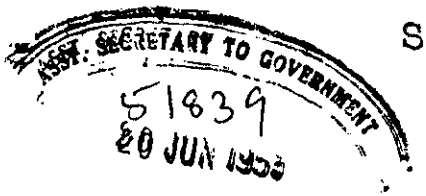
19429/54

59

D.O.No.53527 D2/52-22

Office of the Chief Engineer (Highways),
Chepauk, Madras-5, Dated 16th June 1955.

Dear Sri Chandy,



Sub: Contracts - South Kanara ~~District~~
Highways Department - Mangalore
Mercara road - M.40/0 to 41/0 -
Appeal by Sri Nattaji Krishnayya.

p5 & ante Ref: Your D.O.No.19429 A/54-14 d/9-6-55.

I am to state that the matter is still under consideration and that a reply will be sent at an early date.

Yours sincerely,
T.S.K. 16.6.55

(T.S.Kethara Mudaliar)
Deputy Chief Engineer (Highways)

To
Sri A.J.Chandy, B.A.,
Assistant Secretary to Government,
Public Works Department,
Fort St.George, Madras-9.

P.W(A2)

A.R. till 20/7/55.

9/1646

21.6.55 Now 21.6.55

21.6.55

60

20/7/55

P.W.(A2)

Memo No. 19429 A/54 – 15 Dated 20/7/55

Subj:— (as on p 59 ante)

Ref:— From the Dy CE(H) No. 33527-D2/52-22 p 59 ante
dated 16-6-55

The CE(H) is requested to send his final reply at a very early date.

20/7/55

20-7-55

To

The CE(H)

[redacted]

D [redacted]

V

61

6147-A

Ses. Pwd

From,
Nattoji Krishnayya,
Contractor, Puttur, P.O., South Kanara District.

To,
The Honourable Minister for Public Works,
Government of Madras, Fort St. George, Madras.

Sir,

Sub: Contracts Highways-South Kanara Dist.,-Maintanance Work in H40-48/0 of Mangalore Mercara Road- Discrepencies in checkmeasurement- Contractor debarred from tendering for works-Appeal pettion for cancellation of the debar order- and immediate payment of pending bills and deposits.

P 38 ante

Ref: Your memo No.,19429 A/54-7 dated 1-10-'54.

I submitted my appeal against the orders of the Divisional Engineer South Kanara on 3-3-'54, and after repeated reminders requesting early orders in the matter on 13-5-'54 and 24-9-'54 I received the Memo. No.19429-A/54-7 dated 1-10-'54, from the Public Works Department.

I have not heard anything further in the matter since then till to this date.

The delay in disposing the above appeal has caused great hardships to me. So I request you to dispose the appeal at your earliest convenience and pass such orders as the merits of the case deserve.

Yours Faithfully,

Nattoji

Puttur S.K.
11-7-'55

PW(A2)

Endt No. 19429A/54-16 Dated 29-7-55

Copy communicated to the CE(H). He is requested to send his report soon at a very early date

29.7.55

To
The CE(H)

28/7/55

Kew
28/7/55

19429/54

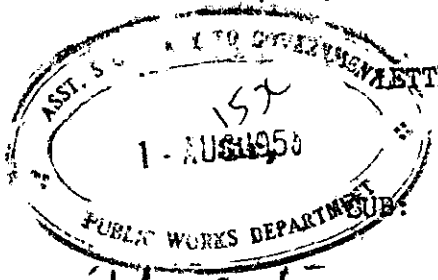
HIGHWAYS DEPARTMENT.

63

To

From
Sri K.K.Nambiar, B.E.M.I.E.(Ind)., F.Inst.H.E.(Eng)M.I.Mun.E.(Eng)., M.Am.Soc.,C.E., Chief Engineer (Highways), Chepauk, Madras.5.

The Secretary, ~~Forxx~~ Government, Public Works Department Madras.



LETTER NO. 53527.D2/55-23 DATED 27.7.55.

SUB: CONTRACTS - S.Kanara - Highways Department, Mangalore Mercara Road.- Appeal of Sri Nattaji Krishnayya.

Ref: Public Works Department Memo.No.19429-A/54-15 d/20.7.55,

--:oOo:--

The matter is under consideration and a reply will be submitted at an early date.

for CHIEF ENGINEER (HIGHWAYS)
MADRAS.

SM.

A-R Rcd 25/8/55

P.W(A2)

67

11/30/R

P.W(R2)

Memo No. 194-29A/54-17 Dated 27-8-55

Subt.: (as on p63 ante)

Ref:- From Rec CE(H) letter No. 53527-Da/55-23 dated 27-7-55 + 63 ante

The C.E(H) is requested to expedite his final reply.

27-8-55

Kww 27.8.55

To

CENTRAL DESPATCH BRANCH

CE(H) N"R 2<1/4

31/8

Date

19429/54

65

HIGHWAYS DEPARTMENT

From
Sri K.K.Nambiar,B.E.,M.I.E.,(Ind)
F.Inst.H.E.,(Eng)M.I.Mun.E.,(Eng)
M.Am.Soc.C.E.,
Chief Engineer (Highways),
Madras.5.

To
The Secretary to Government,
Public Works Department,
Fort St. George,
Madras.9.

ASST. SECRETARY TO GOVERNMENT
11777
14 SEP 1954
PUBLIC WORKS DEPARTMENT

Letter No.53527 D2/52-24 dated 10-9-55.

Sub: Contracts - South Kanara - Highways Department - Mangalore Mercara road - appeal of Sri Nattoji Krishnayya.

Ref: Govt. Memo No.19429 A/54-17 P.W., dated 27-8-55.

The matter is under consideration and a reply will be submitted at an early date.

P.W(A2)
H.R. till 10/10/55.

for Chief Engineer (Highways)

pm.12.9.

14.9.55

15-9-55

14-9-55

12/9/55

1853 67

HIGHWAYS DEPARTMENT

SECRETARY TO GOVERNMENT
8 OCT 1955
PUBLIC WORKS DEPARTMENT

From

SRI.J.M.FREDERICK, B.E.,B.E.,
M.I.E(Ind)I.S.E.,
Chief Engineer, P.W.D.,(General)
Additional Charge of the Post of
the Chief Engineer (Highways)
Chepauk, Madras.5.

To

The Secretary to
Government
Public Works Depart-
ment
Madras.9.

****

LETTER NO. 53527 D2/52-26 dated 3-10-55.

Sir,

Sub: Contractors - Highways Department -
S.Kanara Division - Appeal of Sri.Nattoji
Krishnayya.

Ref: Govt. Endt.No.19429-A/54-1- PW dated 12-3-54.

--

1/ Sri.Nattoji Krishnayya was the Contractor for the work of maintaining the Mangalore Mercara road 40/0 to 48/0 for 1951-52. The collection of metal in miles 40/6 to 41/8 was measured on 24-9-51 and checkmeasured on 4-10-51 and that in miles 43/4, 43/8, 45/6, 45/8, 47/5, 47/6 and 47/7 was measured on 24-9-51 and checkmeasured on 12-10-51. The consolidation of materials in these furlongs was commenced on 24-10-51 and completed on 13-11-51. When this consolidation work was in progress, it is said that the Assistant Engineer, in charge permitted the contractor to collect further materials in miles 45/2,3 and 8 and 47/7.

2/ On 2-11-51 the Assistant Engineer concerned passed over the road and found that sufficient quantities of materials were not available in the approved quarry and he suspected foul play when the contractor informed him that the extra collection required was ready for measurement on 9-11-51. The Assistant Engineer visited the spot on 10-11-51 and after a detailed examination came to the conclusion that about 11 units of metal should have been transported by the Contractor from 41st and 42nd miles to the other miles. He obtained the statements from the cleaner of the roller, maistry and supervisor in support of it and reported the matter to the Divisional Engineer (Highways) South Kanara.

3/ The Divisional Engineer after examination of the report of the Assistant Engineer and inspection found sufficient ground to conclude that the contractor was guilty of the charge of having stealthily removed about 11 units of departmental materials to other furlongs of the road and offered them for measurement for a second time and so debarred him from tendering for Government works for a period of 2 years from 1-4-52. On the recommendation of the Divisional Engineer, the President District Board, South Kanara also issued orders debarring this contractor from tendering for District Board works for 2 years. The quantity of metal that was alleged to have been recarted was disallowed by Divisional Engineer (Highways) Mangalore.

69

4. The Contractor preferred an appeal to the Chief Engineer (Highways). After examining the case in detail it was decided to uphold the order passed by the Divisional Engineer debarring the contractor for the offence of transferring measured materials from one furlong to another and offering it again for measurement.

5. The following remarks are offered on the contractor's petition dated 3-3-54 referred to in the Government Endorsement cited.

(a) The Assistant Engineer in charge of the work was Sri.R.L. Sreshta who suspected and reported to the Divisional Engineer about the illicit transfer of metal from one furlong to another. Such being the case it is not understood how the contractor holds that if Sri.Sreshta had been examined there would have been no allegation against him.

(b) The Contractor states that the work of consolidation and collection were made simultaneously in the same mile and that there is no scope for any contractor to transport materials stealthily from one mile to another. The Contractor's reasoning is incorrect. There is scope for unauthorised removal only under such circumstances.

(c) The Contractor states that if he had been found guilty of transferring the metal departmental action should have been taken against the maistry. Action could be taken against the maistry only if it is established that the maistry colluded with the Contractor in removing the materials. There was no ground to suspect this about the maistry and so no action was taken. The maistry cannot be held responsible for theft of materials in the night as alleged in the case.

(d) Ordinarily collection should not be made when spreading is in progress in adjoining miles. But this does not exclude extraordinary cases where such a course has to be resorted to in order to take full advantage of the seasonal and other favourable conditions. But it is not known how the action of the Assistant Engineer in allowing collection and spreading in adjacent places will prove that the Contractor was innocent. The allegation is that he has taken unfair advantage of such an order and conveyed the already measured material to another furlong for fresh measurement.

(e) The Assistant Engineer has not verified the balance of materials.

(f) The Contractor's statement is that if the departmental officers who had been inspecting the road fund this, they could have seized the metal and reported the theft to the police and that the journal of the officers may be verified.

Such illicit removal is normally done during night time as is so alleged in the present case and hence it could not have been possible for the inspecting officers to detect this theft during perpetration and book the culprit.

(g) The Contractor is not correct when he states that he should have been charge-sheeted under clause 60(a) of the P.S. to M.D.S.S. This clause only refers to the time factor and the rate of progress as specified in the agreement and does not cover such alleged cases of theft and so no charge-sheeting is warranted under this clause. In fact this is a case for charge-sheeting for theft under Criminal procedure code by police.

(h) The part bill of the Contractor was sent without the checkmeasurement of the work by the Assistant Engineer due to pressure of work. The deduction arising out of the alleged conveyance of metal was made in the final bill which was submitted by the Assistant Engineer after checkmeasurement. The log reports of the roller will only exhibit the fact that spreading was in progress in a particular furlong and will mention nothing about the thickness of spreading. Even if it mentions about the same it has no value

(i) The allegation of the contractor that deduction was made for more quantity than what was alleged to have been shifted is incorrect. Deduction was made only for 1035 cft stated to have been shifted from one mile to another.

To conclude even though it cannot be said that the guilt of the contractor was proved beyond doubt, still it left a suspicion that the contractor was not above board and based on such a conclusion, the Divisional Engineer, the officer on the spot, awarded the punishment of debarring the contractor from tendering for works for 2 years. Now that the the period for which the contractor was debarred have been completed he will be permitted to tender for works.

As the Government pleader is of the opinion that there is likelihood of the contractor getting the value of 11 units of the metal in a court of law, I am issuing instruction to the Superintending Engineer to make payments for the 1035 cft of metal and for the spreading that quantity of metal.

for Chief Engineer (Highways)

M.A.3/10

73 P.W(A2)

Memo No. 19429A/54-19 Dated 23/12/55

Sub: Contracts – Highways Dept – South Kanara Division – Appeal of Sri Nattoji Krishnayya

Ref:- From the CE(H) letter No 53527-D2/52-26 dy 3-10-55

The C.E(H) is requested to furnish a copy of the Govt. Pleader's opinion referred to in the last paragraph of the letter cited.

23/12/55

To

The CE(H)

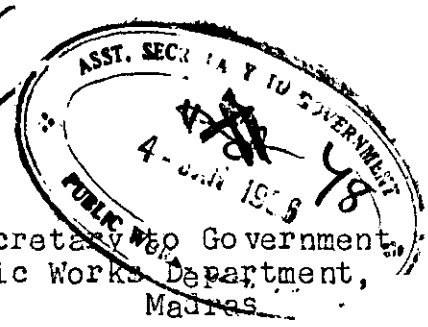
CONTR... Date ...

A

From
Sri.K.K.Nambiar,B.E.,M.I.E.,(Ind)
F.Inst.H.E.(Eng)M.I.Mun.E(Eng)
M.Am.Soc.C.E.,
Chief Engineer(Highways)
Chepauk, Madras-5.

To

The Secretary to Government,
Public Works Department,
Madras.



Letter No. 53527-D2/52-28 dated 29-12-55.

Sir,

Sub:

Contracts - H.W.D. - South Kanara Division appeal of Sri.Nattoji Krishnayya

Ref: Govt. Memo No.19429-A/54-19-PW dated 23-12-55

A copy of remarks of the Government Pleader dated 24-2-1954 is enclosed.

for Chief Engineer(Highways)

jap/31-12

Copy of remarks of the Government Pleader 77 dated 24-2-1954.

There is no definite evidence to show that metal stacked at Miles 41 - 42 were transported to Mile 46, of Mangalore-Mercara Road. The Departmental witnesses, who gave statement at first for removal have gone back and gave a different version. In fact they deny the earlier statements. Hence if the Contractor goes to Court, it is likely he may get the value for 11 units disallowed.

Sd. A. Palaniswamy 24/2/54
Govt. Pleader

RD 31.12.

/True Copy/

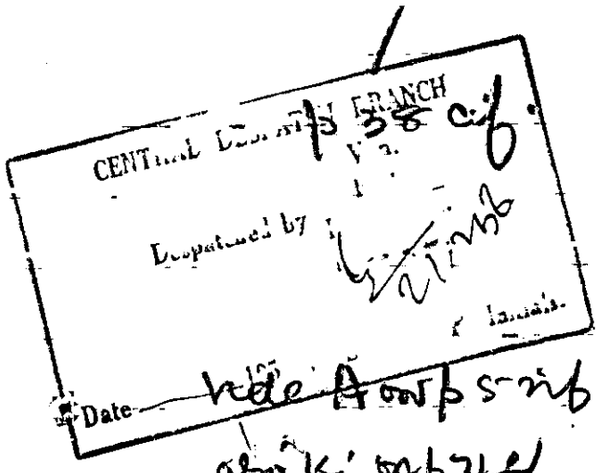
for Chief Engineer

79 P.W(A2)

Memo. No. 19429/A/54-22 Dated 17/2/56

Sub:- Contracts - Highways Dept - South Kanara Division Debarring from tendering for work - Appeal.

Ref:- Petition dated 3-3-54 from Sri Nattoja Krishnayya.
From the CE(H) letter No. 53527-D2/52-26 dated 3-10-55
From do. No. 53527-D2/52-28 dated 29-12-55



In continuation of Memo No. 19429/A/54-7, P.W., dated 1-10-1954 Sri Nattoji Krishnayya is informed that he will be permitted to tender for works as the period of ban imposed on his tendering for works is over

17.2.56.

13/2/56

17.2.56

To
Sri Nattoja Krishnayya.
Contractor, Puttur. P.O.
South Kanara District

Copy to the CE(H)
Copy to the P.D.B., South Kanara.

Reasons adduced by contractor.	Remarks of Chief Engineer.
1. The S.E. held the enquiry on 28-2-55 without summoning the then A.E., Sri R.L. Shresta. If Shresta was examined in my presence by the S.E. there would have been no allegation against me	The A.E. in charge of the work was Sri R.L.Shresta, who suspected and reported about the illicit transfer of metal from one furlong to another. Such being the case it is not understood how the contractor holds that if Shreshta had been examined there would have been no allegation against him.
2. Consolidation and collection were made simultaneously in progress in the same mile. As such there is no scope for any contractor to transport the materials from the spreading to another mile.	The contractor's reasoning is incorrect. There is scope for unauthorised removal only under such circumstances.
3. If the Deptt. had found me guilty in transporting the metal, suitable action should have been taken against the departmental officer, ie. maistry, who was in charge of the work. No action was taken by the authority.	Action could be taken against the maistry only if it is established that the maistry colluded with the contractor in removing the materials. There was no ground to suspect this about the maistry and so no action was taken. The maistry cannot be held responsible for theft of materials in the night as alleged in the case.
4. If the conveyance of metal to further miles is contrary to rules and regulations when the spreading is in full progress in other miles, the A.E. should not have hired out the Departmental lorry and he should have informed me not to cart the metal.	Ordinarily collection should not be made when spreading is in progress in adjoining miles. But this does not exclude extraordinary cases where such a course has to be resorted to in order to take full advantage of the seasonal and other favourable conditions. But it is not known how the action of the Assistant Engineer in allowing collection and was innocent. The allegation is that he has taken unfair advantage of such an order and conveyed the already measured material to another furlong for fresh measurement.
5. Suppose, if the A.E. had noticed the theft of metal he should have immediately verified the balance material at site in furlongs 43/4, 7 and 8	The A.E. has not verified the balance of materials.
6. During the progress of collection and also consolidation, all the departmental officers have inspected the road now and then, and if they found that the conveyance of metal at the time of their inspection they could have seized the metal and reported the theft to Police.	Such illicit removal is normally done during night time as is so alleged in the present case and hence it could not have been possible for the inspecting officers to detect this theft during perpetration and book the culprit.

7. Before passing the final orders by the D.E. a charge sheet should have been issued under clause 60(a) of P.S. to M.D.S.S.

The contractor is not correct when he states that he should have been charge-sheeted under clause 60(a) of P.S. to M.D.S.S. This clause only refers to the time factor and the rate of progress as specified in the agreement and does not cover such alleged cases of theft and so no charge sheeting is warranted under this clause. In fact, this is a case for charge-sheeting for theft ~~under C&P.C.~~ by police.

8. I collected metal to the extent of 19,989 c.ft. and spreading was done to the extent of 1,24,020 s.ft. and 2" thickness for which 20.670 c.ft. is required to cover up the area. This spreading was accepted by the department and payment was also made in March 1952 showing the above metal as issue. When these issues are accepted by the Deptt. there is no question of removal of metals. After payment of spreading at 2" the A.E. has now reduced the thickness of spreading from 2" to 1½" just to strengthen his allegation and ordered for recovery in the final bill. The thickness of spreading and the number of heaps issued for each log can be seen from the daily log sheet of rollers and also from the statement of departmental who supervised the work

The part bill of the contractor was sent without the checkmeasurement of the work by the A.E. due to pressure of work. The deduction arising out of the alleged conveyance of metal was made in the final bill which was submitted by the A.E. after check-measurement. The log reports of the roller will only exhibit the fact that spreading was in progress in a particular furlong and will mention nothing about the thickness of spreading. Even if it mentions about the spreading it has no value.

9. It is not understood how the A.E. has further disallowed 294 c.ft. of metal when the D.E. has ordered to allow 18.25 units, which is contrary to the order passed by the D.E.

The allegation of the contractor is incorrect. Deduction was made only for 1035 c.ft. stated to have been shifted from one mile to another.

The C.E. has further remarked that even though it cannot be said that the guilt of the contractor was proved beyond doubt, it still left a suspicion that the contractor was not above board, and that based on such a conclusion the D.E. awarded the punishment of debarring the contractor from tendering for works

for 2 years (from 1.4.52). He has stated that now that the period for which the contractor was debarred is completed he will be permitted to tender for works. The C.E., in accordance with the opinion of the Govt. Pleader, is also instructing the S.E. to make payment for the 1035 c.ft. of metal and for the spreading that quantity of metal, which was disallowed previously. (The C.E has not however furnished a copy of Govt Pleader's opinion)

✓K on p 71 C

A

✓ para 7 p 71 C

B

4. In the circumstances stated at 'A' and 'B' above no further action in the matter seems necessary. It does not also seem necessary to send a reply to the party. The papers may be recorded after perusal by Law, H.E.L.A. and Finance.

19.11.55

19.11.55

Para 6 on p 71 C.F. shows that the C.E.(H.) is convinced that the guilt of the contractor was not proved beyond doubt. In such cases the benefit of the doubt is usually given to the accused. The contractor would naturally be anxious now to get the stain removed and not any other thing else, as the period of ban is over. It is for consideration whether the C.E.(H.) should be informed of A above.

21.11.55

A

A above will serve no purpose as the period of ban is already over.

As the contractor has been sending a number of petitions a reply has to be sent to him on his appeal. He may be informed that the period of ban being over, he will be permitted to tender for works.

21.11.55

Law/HELA/Fin

Law Department

P.W.D. U.O.No. 19429A/54-18 22-11-55

P. W. D. may please obtain and put up a copy of the Government Pleader's opinion referred to in parag.7 on p. 71 c.f. and the M. D. S. S.

23/11/55

23.11.55

HELA

Law uo 16083/55-1 23/11/55

HELA (Ls)

The notes on pp 1-5 ante may be perused and the file passed on to Fin.

30.11.55

29.11.55

30.11.55.

2.12.55

Finance (EB)

116908 TS 24/11/55

The notes on pp 1-5 alone may be perused.

9.12.55

10.12.55

15/12/55

P.W. (A2)

With reference to the note of Law the CE(H) may be asked to furnish a copy of the Govt. Pleader's opinion. A draft

Fin uo. 105478-EB1/16.12.55

6/

memo is submitted.

23/12/55

27.12.55

Kuw
20/12/55

(Issued as Memo No. 19429A/54-19 dated 23-12-55) p73 cf

From the CE(H) letter No. 53527-D2/52-28 dated 29-12-55 p75 c1

-:-

The C.E(H) has furnished a copy of the remarks of the Govt. Blender dated 24/2/54 referred to in para 7 of his letter on p73 cf — A copy of the H.D.S.S is also put up — received in P.W.D

Vide p77 cf. The file may now be sent to Law.

4.1.56.

9.1.56 Law

Kuw
9/1/56

P.W.D Law no.
19429A/54-20
9.1.56.

Law

The course suggested by P.W.D at "A" on page 5 ante which accords with the recommendation of the Chief Engineer at "K" on page 71 cf may be adopted. The Chief Engineer has reported in para 7 on page 71 cf that he has already issued instructions to the Superintending Engineer to pay the Petn the value of 1035 cft of metal and the cost of spreading it. This should satisfy the Petn that justice has been done to him.

Klew
10/1/56

P.W.D

(with M 955)

received in P.W.D

ASSISTANT SECRETARY
10 JAN 1956
490
LAW DEPARTMENT, MADRAS

ASST. SECRETARY TO GOVERNMENT
357
17 JAN 1956
PUBLIC WORKS DEPARTMENT

Law no 496/56-1
17/1/56

A

L5

P.W(A2)

Law have agreed to 'A' on p5 ante.
H.E.L.A. and Finance may, perhaps, see the note of Law on p6 ante.

M 19.1.56. HELA/Fin

A 17.1.56.

Kow 17-1-56

P.W.D. Secs 19429A/54-21

19-1-56

HELA(LS)

This Dept. last noted on p 5 ante. Further notes on pp 6 & 7 ante may be perused and the file passed on to Fin.

CSB 25.1.56

DS

Fin

ASSISTANT SECRETARY TO GOVERNMENT 7181 20 JAN 1956 HEALTH, EDUCATION & LOCAL ADMN. DEPT.

CS 20.1.56

A 5.1.56

V

HELA/Sec/No 7181/56/LS-1LA

DEPUTY SECRETARY TO GOVERNMENT 27 JAN 1956 108150 FINANCE DEPARTMENT

Fin SO. 81508 3/56-1

1.2.56

ASSISTANT SECRETARY TO GOVERNMENT 729 1-FEB 1956

Finance (EB)

(Precious Finance Note on p5 above)
The further notes on pp 5-7 above may be perused

EB 21.1.56

MS 23.1.56

ll 23/1/56

KJ 31-1-56

11/1/56

P.W.(A2)

With reference to 'A' on p5 ante a draft memo to the petitioner is submitted for approval. (Law Dept. have also stated that the course suggested at 'A' on p5 ante may be adopted)

P 17/1/56

Kow 17/2/56

M 17.2.56.

(Issued as Memo No. 19429A/54-22 dt/17-2-56)